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August 23, 2004

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Mail Stop: Amendment

Commissioner for Patents PO Box 1450 Alexandria, VA 22313-1450

Re:

U.S. Utility Patent Application

Application No. 10/799,731; Filed March 15, 2004

For: System and Method for Monitoring Aircraft Engine Health and Determining Engine Power Available, and Applications Thereof

Inventors: Pettigrew, LPE et al.

Our Ref: 2251.0010000

Sir:

Transmitted herewith for appropriate action are the following documents:

- 1. Information Disclosure Statement;
- 2. A listing of cited document on form PTO-1449 (1 page); and
- 3. One Return Postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier. In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

Sterne, Kessler, Goldstein & Fox PLL.C.: 1100 New York Avenue, NW: Washington, DC 20005: 202.371.2600 f 202.371.2540: www.skgf.com

Commissioner for Patents August 23, 2004 Page 2

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

Virgil L. Beaston

Attorney for Applicants Registration No. 47,415

Night. Best

VLB/mhd

302404



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Pettigrew, LPE et al.

Appl. No.: 10/799,731

Filed: March 15, 2004

For: System and Method for Monitoring

Aircraft Engine Health and Determining Engine Power Available, and Applications

Thereof

Confirmation No.: 9990

Art Unit: 3661

Examiner: To Be Assigned

Atty. Docket: 2251.0010000

Information Disclosure Statement

Commissioner for Patents PO Box 1450 Alexandria, VA 22313-1450

Sir:

Listed on accompanying Form PTO-1449 are documents that may be considered material to the examination of this application, in compliance with the duty of disclosure requirements of 37 C.F.R. §§ 1.56, 1.97 and 1.98.

Applicants have listed publication dates on the attached PTO-1449 based on information presently available to the undersigned. However, the listed publication dates should not be construed as an admission that the information was actually published on the date indicated.

Applicants reserve the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist. The Examiner is specifically requested not to rely solely on the material submitted herewith.

Applicants have checked the appropriate boxes below.

- ☐ 1. Statement under 37 C.F.R. 1.704(d). Each item of information contained in this
 Information Disclosure Statement was cited in a communication from a foreign
 patent office in a counterpart application and this communication was not
 received by any individual designated in 37 C.F.R. § 1.56(c) more than thirty
 days prior to the filing of this information disclosure statement.
- 3. Filing under 37 C.F.R. § 1.97(c). This Information Disclosure Statement is being filed more than three months after the U.S. filing date AND after the mailing date of the first Office Action on the merits, but before the mailing date of a Final Rejection, or Notice of Allowance, or an action that otherwise closes prosecution in the application.

☐ a.	Statement under 37 C.F.R. § 1.97(e)(1). I hereby state that each item of					
	information contained in this Information Disclosure Statement was first					
	cited in any communication from a foreign patent office in a counterpart					
	foreign application not more than three months prior to the filing of this					
	Information Disclosure Statement. 37 C.F.R. § 1.97(e)(1).					
b.	Statement under 37 C.F.R. § 1.97(e)(2). I hereby state that no item of					
	information in this Information Disclosure Statement was cited in a					
	communication from a foreign patent office in a counterpart foreign					
	application and, to my knowledge after making reasonable inquiry, was					
	known to any individual designated in 37 C.F.R. § 1.56(c) more than					
	three months prior to the filing of this Information Disclosure Statement.					
	37 C.F.R. § 1.97(e)(2).					
c.	Attached is our PTO-2038 Credit Card Payment Form in the amount of					
	\$ in payment of the fee under 37 C.F.R. § 1.17(p).					
Filing under 37 C.F.R. § 1.97(d) This Information Disclosure Statement is being						
filed more than three months after the U.S. filing date and after the mailing date						
of a Final Rejection or Notice of Allowance, but before payment of the Issue Fee.						
Enclosed find our PTO-2038 Credit Card Payment Form in the amount of						

4.

a. Statement under 37 C.F.R. § 1.97(e)(1). I hereby state that each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign

\$_____ in payment of the fee under 37 C.F.R. § 1.17(p); in addition:

application not more than three months prior to the filing of this

		Information Disclosure Statement. 37 C.F.R. § 1.97(e)(1).							
	□ b.	Statement under 37 C.F.R. § 1.97(e)(2). I hereby state that no item of							
		information in this Information Disclosure Statement was cited in a							
		communication from a foreign patent office in a counterpart foreign							
		application and, to my knowledge after making reasonable inquiry, was							
		known to any individual designated in 37 C.F.R. § 1.56(c) more than							
		three months prior to the filing of this Information Disclosure Statement.							
		37 C.F.R. § 1.97(e)(2).							
<u> </u>	5. The document(s) was/were cited in a search report by a foreign patent o								
	counterpart foreign application. Submission of an English language version o								
	the search report that indicates the degree of relevance found by the foreign office								
	is provided in satisfaction of the requirement for a concise explanation of								
	releva	relevance. 1138 OG 37, 38.							
☐ 6.	. A concise explanation of the relevance of the non-English language document appears below:								
<u> </u>	Copies	s of the documents are submitted herewith.							
■ 8.	Copies	s of the documents were cited by or submitted to the Office in an IDS that							
	compli	ies with 37 C.F.R. § 1.98(a)-(c) in Application No, filed							
		, which is relied upon for an earlier filing date under 35 U.S.C.							
	§ 120.	Thus, copies of these documents are not attached. 37 C.F.R. § 1.98(d).							

Pettigrew, LPE et al. Appl. No. 10/799,731

- 5 -

🗵 9. No copies of U.S. patents and patent application publications cited on the

attached Form PTO-1449 are submitted in accordance with 1276 OG 55 because

this application was filed after June 30, 2003.

10. It is expected that the examiner will review the prosecution and cited art in the

parent application no(s). ____ in accordance with MPEP 2001.06(b), and

indicate in the next communication from the office that the art cited in the earlier

prosecution history has been reviewed in connection with the present application.

It is respectfully requested that the Examiner initial and return a copy of the

enclosed PTO-1449, and indicate in the official file wrapper of this patent application

that the documents have been considered.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee

deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

Virgil L. Beaston

Attorney for Applicants Registration No. 47,415

Date

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EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB-CLASS	FILING DATE
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INITIAL		NUMBER	DATE	COUNTRY	CLASS	SUB-CLASS	TRANSLATION Yes
	AL1						No
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	AN1						Yes No
	AO1						Yes No
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EXAMINER: Initiand not consider	tial if refere	ence considered, while copy of this form	ether or not citation with next communic	n is in conformance with MPEP 60 cation to Applicant.	9. Draw line thr	ough citation if no	t in conformance